

Attorney Docket No. PB60808

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Martin T Lowy
Provisional Serial No.: 60/556391
Filed: 25-Mar-2004
For: USE OF AN NK3 ANTAGONISTS FOR THE TREATMENT OF
BIPOLAR DISORDERS

Commissioner for Patents
Box: PETITIONS
P.O. Box 1450
Alexandria, VA 22313-1450

PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED
UNINTENTIONALLY UNDER 37 CFR 1.137(B)

The above-identified application became abandoned for failure to file a timely and proper reply to a notice or action by the United States Patent and Trademark Office. The date of abandonment is the day after the expiration date of the period set for reply in the office notice or action plus an extensions of time actually obtained.

APPLICANT HEREBY PETITIONS FOR REVIVAL OF THIS APPLICATION

NOTE: A grantable petition requires the following items:

- (1) Petition fee;
- (2) Reply and/or issue fee;
- (3) Terminal disclaimer with disclaimer fee - required for all utility and plant applications filed before June 8, 1995; and for all design applications; and
- (4) Statement that the entire delay was unintentional.

1. Petition fee

- ☐ Small entity-fee \$ _ (37 CFR 1 Applicant claims small entity status.)
☒ Other than small entity—fee \$1,500.00 (37 CFR 1.17(m))

Serial No.: 10/430,026
Group Art Unit No.: 1625

2. Reply and/or fee

A. The reply and/or fee to the above-noted Office action in the form of U.S. National Stage Application under 35 USC 371 and a preliminary amendment:

- ☐ has been filed previously on _____
☒ are enclosed herewith.

B. The issue fee and publication fee (if applicable) of \$

- ☐ has been paid previously on _____
☐ is enclosed herewith.

3. Terminal disclaimer with disclaimer fee

- ☒ Since this utility/plant application was filed on or after June 8, 1995, no terminal disclaimer is required.
☐ A terminal disclaimer (and disclaimer fee (37 CFR 1.20(d)) of \$ _ for a small entity or \$ _ for other than a small entity) disclaiming the required period of time is enclosed herewith (see

4. STATEMENT: The entire delay in filing the required request and documents for entering the US national phase at the 30th month date under 35 USC 371(B), until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. [The United States Patent and Trademark Office may require additional information if there is a question as to whether either the abandonment or the delay in filing a petition under 37 CFR 1.137(b) was unintentional (MPEP 711.03(c), subsections (110(C) and (D)).]

Respectfully submitted,

/JamesMKanagy/

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Enclosures:

- ☒ Fee Payment
☒ Reply
☐ Terminal Disclaimer
☒ Additional Sheets containing statements establishing unintentional delay
☐ Other